

## **Agenda**

**April 12, 2011**

**Warren Town Council Meeting**

**514 Main Street**

**7:00 PM**

**Consent Agenda-** all items listed with an asterisk (\*) are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member or citizen request in which event the item will be withdrawn from the General Order of Business and considered in the normal sequence on the agenda.

**\*\* These items are receive and filed with no other action taken.**

### **PLEDGE OF ALLEGIANCE:**

### **PROCLAMATION:**

**Proclaiming April 29, 2011 Arbor Day**

### **RECOGNITION:**

**Captain Robert Horton- Station 6**

### **ASSISTANT HARBOR MASTER: (1 position)**

**Mark E. Winsor, 20 Broad Street**

**Dean Eliason, 40 Overhill Road**

## **ACCEPTANCE OF MINUTES:**

**Acceptance of March 8, 2011 Minutes**

## **CONSENT AGENDA:**

**\*P-1 THRU \*P-6 \*\*C-1, \*\*C-2**

## **ORDINANCES:**

**O-1**

**Sec. 15-31-1. Professional Review Fees. (1st reading)**

**O-2**

**Sec. 18-1.1. Traffic directors. (1st reading)**

**(a) Any person, firm or other entity that shall do any work in, on, under or over any part of the public right-of-way, or that stops, stands or parks in the public right-of-way while doing work outside the boundaries of such right-of-way, shall, if deemed necessary by the chief of police or his/her designee, be required to provide traffic directors to maintain the safe and expeditious movement of traffic.**

**(b) Where the provision of traffic directors is deemed necessary by the police chief or his/her designee, such traffic directors shall be police officers of the Town of Warren or special constables appointed by the Town of Warren; provided, however, that the police chief may waive this provision when, in his/her opinion, it is in the best interest of the town to do so.**

**(c) The person, firm or other entity receiving the services of a police officer or special constable shall be responsible for paying of the same, including administrative costs, and for posting sufficient funds to cover the service requested pursuant to the provisions of Section 16-17 of the Code of the Town of Warren.**

**O-3**

**Sec. 16-17. Prepayment of fees for police/special constable detail work. (1st reading)**

**(a) Advanced payment of moneys. No member of the Police Department nor any special constable appointed by the Town of Warren shall perform any detail work prior to the payment of the full amount of compensation to the Town by a private business, contractor, and public or other quasi-public entity employer. Such fee shall include the flat rate administrative service fee as well as the cost established by the Town for the use of a police vehicle(s).**

**(b) Escrow accounts.**

**(1) Any person or private business, contractor, public entity or quasi-public entity requesting the services of an off-duty police officer or Town-appointed constable shall estimate the number of hours required for the performance of the services. This estimate shall be approved in writing by the Chief of Police or his designee.**

**(2) Upon approval, the Chief of Police or his designee shall notify the Finance Department. The Chief Financial Officer will then establish an escrow account in the name of the private, public or quasi-public entity requesting services. Said entity shall then be responsible to immediately deposit an amount sufficient to underwrite the Town's services rates and administrative fees as set forth by the Town; provided, however, that if the amount required is in excess of \$20,000, an escrow deposit of \$20,000 shall be required. Said deposit shall be replenished as necessary to maintain twenty thousand dollars until such time as the amount required to be deposited for all remaining services on any given project shall be less than \$20,000, and then such lesser amount shall be required to be maintained.**

**(3) Prior to honoring any request for services, the Chief of Police or his designee shall verify that the balance in the escrow account of the person or entity requesting services is sufficient to cover the compensation and fees for the number of hours and vehicles**

specified in the service request. The Chief of Police or his designee shall not honor a request for services from any person or entity unless all fees and compensation required in the manner described above have been deposited with the Chief Financial Officer. No officer or Town-appointed constable shall provide any such services for more hours than are specified in the request for services.

(4) In the event that funds in any escrow account are exhausted, the services shall cease. Requests for further or future services by a private business, contractor, public or quasi-public entity shall not be performed by the Town until additional funds have been deposited in the escrow account in the manner prescribed above.

(5) The person or entity requesting the services shall be responsible for ensuring that sufficient funds remain in the escrow account in order to avoid any interruption of services.

(c) Payment to officers and constables. The Town shall remit to the individual performing the services set forth herein in the next pay period compensation earned for such services. The balance of moneys received shall be retained by the Town for administrative expenses. It shall be the responsibility of the Chief Financial Officer

of the Town to transfer the necessary funds from the escrow account(s) to the appropriate payroll or benefit accounts as needed.

**(d) Refund of deposits.** If any unearned funds remain in the escrow account upon

completion of the purpose for which the deposit was made, such funds shall be returned to the person or entity who posted the same and the account shall be terminated.

## **PETITIONS:**

**\*P-1**

**Request for a Class F Beverage License**

**From: Somerset Progressive Club**

**139 Seaver Avenue**

**Somerset, MA**

**Date: June 4, 2011**

**Place: Pete Sepe Pavilion**

**Event: Member's Outing**

**\*P-2**

**Request for a Class F Beverage License**

**From: Somerset Progressive Club**

**139 Seaver Avenue**

**Somerset, MA**

**Date: August 13, 2011**

**Place: Pete Sepe Pavilion**

**Event: Family Outing**

**\*P-3**

**Request renewal of Kennel License**

**From: Alexandra Morgan's Animal School, LLC**

**84 Cutler Street, #7**

**Warren, RI 02885**

**\*P-4**

**Request renewal of Kennel License**

**From: Lial Acres**

**25 Serpentine Road**

**Warren, RI 02885**

**\*P-5**

**Request renewal of Kennel License**

**From: Golden Reflections**

**118 Birch Swamp Road**

**Warren, RI 02885**

**\*P-6**

**Request renewal of Holiday Licenses**

**A Youssef Inc. d/b/a Super Mart**

**747 Main Street**

**Alexandra Morgan's Animal School**

**84 Cutler Street #7**

**Ammouri's Gas & Food Mart**

**943 Main Street**

**Bill's Auto Repair & Towing**

**516 Child Street**



<b>Blue Horse Tack</b>	<b>30 Child Street</b>
<b>Cumberland Farms Inc. #1209</b>	<b>66 Market Street</b>
<b>CVS # 265</b>	<b>615 Metacom Avenue</b>
<b>Dixie Carroll d/b/a Blue Suede</b>	<b>91 C Main Street</b>
<b>Elsie's Baked Goods &amp; More</b>	<b>601 Metacom Avenue</b>
<b>Family Dollar Store</b>	<b>601 Metacom Avenue</b>
<b>Gift Group of America LLC d/b/a Imagine</b>	<b>5 Miller Street</b>
<b>Iggy's Food Mart Inc.</b>	<b>292 Market Street</b>
<b>Jamiel Shoe World</b>	<b>471 Main Street</b>
<b>Lucky Bait &amp; Tackle</b>	<b>289 Market Street</b>
<b>Modern Printed Matter</b>	<b>420 Main Street</b>
<b>Muse</b>	<b>420 Main Street</b>
<b>Ocean State Job Lot # 110</b>	<b>601 Metacom Avenue</b>
<b>Radio Shack # 01-1056</b>	<b>601 Metacom Avenue</b>
<b>Samsonite Company Store</b>	<b>91 Main Street</b>
<b>Subway</b>	<b>509 Main Street</b>
<b>The Corner Store</b>	<b>370 Child Street</b>
<b>The Primitive Loft, Inc.</b>	<b>384 Market Street</b>

**P-7**

**Request for a Yearly Entertainment License**

**From: Sigourney, LLC (Event room at Avetech Software)**

**16 Cutler Street**

**Warren, RI 02885**

**Anticipated Entertainment: DJ, Sound System, Small Band**

**P-8**

**Request for a Victualling License**

**From: Elizabeth Almeida**

**d/b/a Mooh**

**606 Metacom Avenue**

**Warren, RI 02885**

**P-9**

**Request for a Holiday License**

**From: Elizabeth Almeida d/b/a**

**Victorian Flowers**

**606 Metacom Avenue**

**Warren, RI 02885**

**P-10**

**Request renewal of Private Detective License**

**From: Steven P. Calenda**

**20 Parker Ave.**

**Warren, RI 02885**

**P-11**

**Request Permission to serve alcohol beverages at Main Street  
School for event**

**May 12, 2011.**

**P-12**

**Request for Class F Beverage License**

**From: Hope & Main**

**689 Main Street**

**Warren, RI 02885**

**Event: The Next Course (Private Function)**

**CORRESPONDENCE:**

**\*\*C-1**

**Letter of resignation from Warren Juvenile Hearing Board  
Chairman Louis Bancroft.**

**\*\*C-2**

**Letter of resignation from Warren Assistant Harbor Master George  
Gempp.**

**OLD BUSINESS:**

**OB-1**

**Discussion & action regarding Public Access Studio – “Bristol  
location”, Mr.**

**David Piccerelli.**

**OB-2**

**Update on Hope & Main project by Lisa Raiola.**

**OB-3**

**Discussion & action regarding Libby Lane Parking.**

**NEW BUSINESS:**

**NB-1**

**Final Agenda of FY 2011/2012 Budget**

**NB-2**

**Discussion and action regarding BCWA rate increase.**

**NB-3**

**Letter from Deborah Hunt Oliveira regarding crosswalks in the South end of Town.**

**NB-4**

**Discussion & action regarding “term limits” for all Warren boards & commissions.**

**NB-5**

**Letter from Warren Tree Commission member Kathy Pannoni regarding funds to the Conservation Commission.**

**TOWN MANAGER:**

**1. Discussion and action on waiver of contract terms regarding escrowed funds under original Liberty Street School P&S.**

**2. Request for Executive (closed) session pursuant to G.L. 42-46-5(a), personnel. The subject of the discussion has been notified.**

**3. Discussion and action to expend \$6,501.91 from the General Fund to close out**

**Homestead Park recreation grant. Covers expenditures May, 2001 to August, 2007 not reimbursed.**

**4. Discussion and action to expend \$13,337.02 from the General Fund to close out grant for pump out station. Covers expenditures May-August 2007 not reimbursed.**

**5. Request approval to overspend transfer station enterprise account by an amount not to exceed \$7,000.**

**FIRE CHIEF:**

- 1. Request the Town Council to authorize the Town Council President to sign the contract with the Providence Brass Band for the Firemen's Memorial Sunday.**

**HIGHWAY DIRECTOR:**

- 1. Request the Town Council to award the bid for Phase I Drainage Project for Franklin St. & Joyce St., Phase II contingent on availability of funds and authorize the Council President to sign the contract for the project.**
- 2. Request approval to remove UST at Liberty Street School.**



**Individuals requesting interpreter services for the hearing impaired must notify the Town Clerk's Office at least forty-eight (48) hours prior to the meeting. 401-245-7340(voice) or "via RI Relay 1-800-745-5555" (TTY).**